In the High Court of Punjab and Haryana, Chandigarh

C.W.P. No. 14304 of 2006
Date of Decision: September 8, 2006

Inderjit Singh

…Petitioner

Versus

State of Haryana and another

…Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR
HON'BLE MR. JUSTICE P.S. PATWALIA

PRESENT: Mr. R.K. Chopra, Advocate,
for the petitioner.

JUDGMENT

M.M. KUMAR, J. (Oral)

The claim made by the petitioner is for grant of promotion to the post of Statistical Assistant w.e.f. 1974/1980. It is admitted position that the Haryana Cooperative Department Group-C (Executive) Rules, 1980, which make the Clerk ineligible for promotion to the post of Statistical Assistant, came into being in the year 1980. A period of more than 25 years have passed. The petition suffers from extra ordinary delay and laches. Even a civil suit will not be competent for the claim made by the petitioner. It is, however, appropriate to mention that the order dated 10.5.2006 (P-10) passed on the basis of the direction issued by this Court on 7.3.2006 in C.W.P. No. 3603 of 2006, would also not come to the rescue of the

petitioner for condonation of such a huge delay and the claim therein has been rejected on the ground of delay and laches as is evident from the reading of para 7 of the order. Even otherwise, the petitioner has been promoted on the post of Head Clerk, which has equivalent pay scale to the post of Statistical Assistant and, therefore, no prejudice on that account has been caused to the petitioner.

Dismissed.

(M.M. KUMAR)
JUDGE

(P.S. PATWALIA)
JUDGE

September 8, 2006
Pkapoor